

REMARKS

The Examiner previously required a restriction to one of the following inventions under 35 U.S.C §121 (Official Action dated July 23, 2004):

- I. Claims 1-8, drawn to a method of compensatory ratio hedging, classified in class 705, subclass 36.
- II. Claims 9 - 20, to a method of compensatory ratio hedging, classified in class 705, subclass 36.

Applicants chose to elect Group I, claims 1-8 (Response to Restriction dated August 23, 2004). The election was made without traverse and claims 9 - 20 were withdrawn.

The Examiner noted several points of Non-Compliance in the previous response were the above election was made. The Amendment to the claims in the previous response has been modified to list all of the appropriate claims and also to provide the appropriate status of each of the claims.

It is respectfully urged that the subject application is in condition for allowance and allowance of the application at issue is respectfully requested.

Respectfully submitted,


W. Bryan McPherson III
Registration No. 41,988
Caterpillar Inc.

Telephone: (309) 675-4015
WBM:dmc